

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

RAY MARION CUDDY,

Defendant.

Case No. 2:93-cr-00219-LDG (RJJ)
Case No. 2:11-cv-00076-LDG

ORDER

The defendant, Ray Marion Cuddy, moves pursuant to 28 U.S.C. §2255 to vacate, set aside, or correct sentence by a person in federal custody (#320).

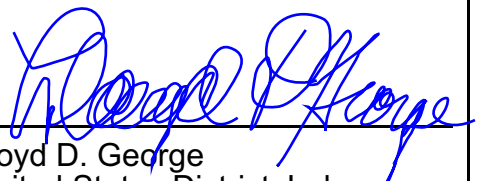
This Court sentenced defendant in February 1997. The Ninth Circuit Court of Appeals affirmed defendant's conviction and sentence on July 23, 1998.

Though substantially more than a decade has passed since defendant's judgment of conviction became final, he has not provided any explanation as to why §2255's one-year statute of limitations does not bar his present motion. Further, nothing in defendant's motion suggests that his motion is not barred by the one-year statute of limitations.

Accordingly,

1 THE COURT **ORDERS** that Defendant Ray Marion Cuddy's Motion Pursuant to 28
2 U.S.C. §2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody
3 (#320) is DISMISSED.

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5 DATED this 19 day of May, 2011.

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Lloyd D. George
United States District Judge